FILED
U.S. DISTRICT COURT
DISTRICT OF WYOMING
2017 JUN 9 PM 3: 16
STEPHAN HARRIS, CLERK
CHEYENNE

UNITED STATES DISTRICT COURT
DISTRICT OF WYOMING

UNITED STATES OF AMERICA,

Plaintiff,

v.

DANIEL T. POYNOR,

Defendant.

CRIMINAL COMPLAINT

Case Number: 17-M-62-F

I, the undersigned complainant, being duly sworn, state the following is true and correct to the best of my knowledge and belief.

On or about June 7, 2017, in the District of Wyoming, the Defendant, **DANIEL T. POYNOR**, having previously been convicted of a crime punishable by imprisonment for a term exceeding one year, knowingly possessed a firearm, namely, a Smith & Wesson handgun, which had previously traveled in and affected interstate commerce.

In violation of 18 U.S.C. §§ 922(g)(1) and 924(a)(2).

I further state that I am a Special Agent with the Bureau of Alcohol, Tobacco, Firearms & Explosives and that this complaint is based on the following facts:

(See attached Sworn Statement)

Continued on the attached sheet and made a part hereof.

Signature of Complainant
LARRY W. MIMS, II

Sworn to before me and subscribed in my presence,

June 9, 2017 at Cheyenne, Wyoming
Date — City and State

HON. KELLY H. RANKIN
Chief Judge, United States Magistrate Court
Name & Title of Judicial Officer

Signature of Judicial Officer

SWORN STATEMENT IN SUPPORT OF CRIMINAL COMPLAINT
SPECIAL AGENT LARRY W. MIMS, II
U.S. v. DANIEL T. POYNOR

I, Larry W. Mims, being duly sworn, depose and state that:

1. I am a Special Agent with the Bureau of Alcohol, Tobacco, Firearms and Explosives, Department of Justice, and have been so employed since July, 2015. I am a graduate of the University of Iowa, and received a Bachelor of Arts in Psychology. From 2007 to 2015, I worked in various capacities in the Colorado Department of Human Services with private and state corrections facilities. I have been trained in interviewing, investigations, evidence collection and crisis management. In March, 2014, I enlisted into the United States Air Force Reserve and currently work in Space Systems Operations. I was hired by the ATF in July 2015, and since then I have received training in the areas of complex investigations, conspiracies, evidence identification and interpretation, and crime scene management. I am a graduate of the Federal Law Enforcement Training Center and the ATF National Academy. I have been involved in multiple ATF investigations as the lead agent.

2. I have not included all the information I know about this investigation, only the information deemed necessary to establish probable cause for the proposed criminal complaint.

3. On June 8, 2017, I reviewed information from the Laramie County Sheriff's Office, as well as interviewed Daniel T. POYNOR with Detective Casey Neuman of the Laramie County Sheriff's Office. Detective Neuman currently has been given the responsibility of a Task Force Officer (TFO) for the Drug Enforcement Administration in Cheyenne, Wyoming. I also gathered clarifying information from the Cheyenne Police Department (CPD).

4. On June 8, 2017, I reviewed information from a Laramie County Sheriff's Office booking sheet. The booking sheet provided information about POYNOR and his June 7, 2017, arrest.

a. On June 7, 2017, POYNOR was arrested after a traffic stop occurring in Cheyenne, Wyoming by CPD Detective (Det) Sanne. POYNOR was stopped for an improper temporary registration on a vehicle. Det Sanne contacted POYNOR as the driver of the vehicle. During the traffic stop, POYNOR admitted that there were controlled substances in the vehicle. Subsequently, the vehicle was searched, and the following items were found as a result of the vehicle search:

1) Approximately 102.8 grams of suspected methamphetamine;

2) Approximately 14.5 grams of suspected heroin;

3) $4,233 of US currency;

4) A digital scale.

b. During the arrest, POYNOR was searched. As a result of the search, the following items were found on POYNOR's person:

1) A small amount of suspected heroin,

2) A Smith & Wesson, .380 caliber handgun.

c. The aforementioned firearm was listed as stolen in NCIC.

5. On June 8, 2017, TFO Neuman and I interviewed POYNOR at the LCSO. After POYNOR was notified of his *Miranda* rights, he agreed to continue to speak with law enforcement. During the interview, POYNOR stated that he knew he was a convicted felon, and that he had notified CPD that he had a firearm in his front pants pocket upon his traffic stop on June 7, 2017. POYNOR stated that he had received the firearm as a gift, and that he did not realize it was stolen.

6. On June 8, 2017, I reviewed judgement and sentence documentation of Daniel T. POYNOR out of Laramie County, Wyoming. The documentation was dated September 19, 2002. POYNOR was convicted of the following felonies: Conspiracy to Commit Burglary, Aggravated

Burglary with a Deadly Weapon, and four counts of Burglary. In reviewing the identifying information of POYNOR in the judgement and sentence documentation, I compared the name, date of birth, and social security number in the aforementioned documentation to the identifying information of the Daniel T. POYNOR arrested by CPD on June 7, 2017. Both sets of information matched.

7. Through my experience and training, I know firearms manufactured by Smith & Wesson are not made in the State of Wyoming. Therefore, the aforementioned firearm possessed by POYNOR affected interstate commerce.

END OF SWORN STATEMENT

PENALTY SUMMARY

DEFENDANT NAME:	**DANIEL T. POYNOR**
DATE:	June 9, 2017
INTERPRETER NEEDED:	No
PLACE OF TRIAL:	The government, pursuant to Rule 18, F.R.Cr.P., with due regard for the convenience of the Defendant, any victim and witnesses, and the prompt administration of justice, requests trial be held in: **Cheyenne**
VICTIM(S):	No
OFFENSE/PENALTIES:	**18 U.S.C. §§ 922(g)(1) and 924(a)(2)** (Felon in Possession of a Firearm) 0-10 Years Imprisonment Up to $250,000 Fine Up to 3 Years Supervised Release $100 Special Assessment
AGENT:	Larry W. Mims, II, ATF
AUSA:	Thomas Szott, Assistant United States Attorney
ESTIMATED TIME OF TRIAL:	1 to 5 days
WILL THE GOVERNMENT SEEK DETENTION IN THIS CASE:	Yes
ARE THERE DETAINERS FROM OTHER JURISDICTIONS:	No